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Message Text

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41
ACTION EUR-08

INFO OCT-01 SS-14 ISO-00 L-01 NSC-05 NSCE-00 INR-05 CIAE-00

DODE-00 CU-02 PM-03 SP-02 INRE-00 RSC-01 EURE-00 /042 W
---------- 029847
P 291632Z NOV 74
FM USMISSION GENEVA
TO SECSTATE WASHDC PRIORITY 9453

C O N F I D E N T I A L GENEVA 7234

LIMDIS

E.O. 11652: GDS
TAGS: CSCE, PFOR, XG
SUBJECT: CSCE: HUMAN CONTACTS - FAMILY REUNIFICATION TEXT

REF: STATE 259129

1. WE HAVE QUIETLY PROBED SEVERAL ALLIED DELEGATIONS ON THE PROSPECTS FOR GETTING A "WITHIN THEIR COMPETENCE" OR SIMILAR CAVEAT IN THE HUMAN CONTACTS INTRODUCTORY TEXT. IT IS APPARENT THAT SUCH A MOVE WOULD BE OPPOSED BY VIRTUALLY ALL OF OUR ALLIES, PARTICULARLY THE FRG AND FRANCE -- THE FORMER BECAUSE OF ITS GREAT INTEREST IN THE HUMAN CONTACTS TEXT AND THE LATTER BECAUSE IT IS LEADING THE PRESENT EC EFFORT TO GET AN UNCLUTTERED MAC AND INTRODUCTORY TEXT.

2. AT LEAST A FEW OF OUR ALLIES HAVE PROBLEMS OF CONFLICT BETWEEN INTERNAL LEGISLATION AND THIS TEXT SIMILAR TO OURS. SOME (E.G. THE UK) CONSIDER THE CSCE DOCUMENT AS A POLITICAL ONE AND WILL GLOSS OVER THE PROBLEM. OTHERS INTEND TO CHANGE THEIR LAWS. AT AN EARLIER STAGE THE EC-NINE ADDRESSED THE ISSUE OF PUTTING IN A QUALIFYING STATEMENT BASED ON "INTERNAL LEGISLATION" OR "COMPETENCE" BUT DECIDED AGAINST IT AFTER A LONG, SPIRITED DISCUSSION. WHILE UNDER WESTERN INTERPRETATIONS, "WITHIN THEIR COMPETENCE" WOULD PROVIDE NO RELIEF FOR THE SOVIETS OR THEIR ALLIES,
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EC COUNTRIES ARE CERTAIN THAT EASTERN COUNTRIES WOULD

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INTRODUCE A BALANCING PHRASE TO COVER "WITHIN PRESENT
LAWS." THIS BELIEF IS REINFORCED BY SOVIET INSERTION
OF SIMILAR PHRASE IN INTRODUCTORY SENTENCE IN TEXT ON
ACCESS TO CULTURAL ACHIEVEMENTS (GENEVA 7118)

3. UNDER THE CIRCUMSTANCES, WE WILL, UNLESS OTHERWISE
INSTRUCTED, DROP THE MATTER AND WILL NOT RPT NOT INTRODUCE
AMENDMENT TO HUMAN CONTACTS TEXT ALONG LINES SUGGESTED
REFTEL.DALE

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Message Attributes

Automatic Decaptioning: Z
Capture Date: 01 JAN 1994
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Control Number: n/a
Copy: SINGLE
Draft Date: 29 NOV 1974
Decaption Date: 28 MAY 2004
Decaption Note: 25 YEAR REVIEW
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Disposition Approved on Date:
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Disposition Date: 28 MAY 2004
Disposition Event:
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Disposition Reason:
Disposition Remarks:
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Executive Order: GS
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Film Number: D740346-0894
From: GENEVA
Handling Restrictions: n/a
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ISecure: 1
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Status: NATIVE
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